



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

JUL - 6 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Dean A. Calland, Esq
Babst Calland Clements and Zomnir
2 Gateway Center
Pittsburgh, PA 15222

Re: Fair Lawn Well Field Superfund Site, Bergen County, New Jersey
Administrative Settlement Agreement and Order on Consent
CERCLA Docket No. 02-2008-2003

Dear Mr. Calland:

The United States Environmental Protection Agency (EPA) is charged with responding to the release or threatened release of hazardous substances into the environment and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), as amended, 42 U.S.C. Section 9601 *et seq.* EPA has documented the release or threat of release of hazardous substances at the Fair Lawn Well Field Superfund Site. In response to the release or threatened release of hazardous substances, EPA has spent, and will continue to spend, public funds on actions to investigate and control such releases and threatened releases at the site pursuant to Section 104 of CERCLA.

On March 25, 2008, EPA entered into an Administrative Settlement Agreement and Order on Consent (Agreement), Index No. CERCLA 02-2008-2003, with Fisher Scientific Company, LLC, Sandvik, Inc. and the Eastman Kodak Company (the Respondents) for the performance of the Remedial Investigation and Feasibility Study (RI/FS) at the Site. Pursuant to Paragraph 78(a) of the Agreement, the Respondents agreed to reimburse EPA for all Future Response Costs, as defined in the Order, paid by the EPA in connection with the RI/FS.

This Bill for Collection # 2721126S026 covers the Future Response Costs paid during the period from May 1, 2010 through April 30, 2011.

Enclosure A to the Bill for Collection is a narrative statement describing the Future Response Costs paid during the time periods covered by the Bill for Collection. Enclosure B consists of an itemized cost summary referred to as a Superfund Cost Recovery Package Imaging and On-Line System (SCORPIOS) report for the Site, consisting of the Future Response Costs contained in the Agency's financial management system. EPA certifies that as of April 30, 2011, it had paid at least \$ 241,800.32 in Future Response Costs in connection with the RI/FS for the Fair Lawn Well Field Site. The United States reserves its rights to recover any costs incurred during the time period covered by this accounting but not included in this billing, and all other oversight and response costs incurred pursuant to the Agreement.



As per Paragraph 78(b) of the Agreement, payment shall be made within forty-five (45) days of receipt of this letter.

To effect payment via electronic funds transfer (EFT), you should instruct your bank to remit payment in the required amount to EPA using the following information:

- I. EFT to be directed to: **Federal Reserve Bank of New York**
- II. Bank routing number: **021030004**
- III. Bank account number receiving payment: **68010727**
- IV. SWIFT address: **FRNYUS33**
- V. Address: **Federal Reserve Bank of New York**
33 Liberty Street
New York, NY 10045
- VI. Field Tag 4200 of the Fedwire message to read:
- VII. Case number: **CERCLA 02-2008-2003**
- VIII. Amount of payment: **\$ 241,800.32**
- IX. Name of Remitter: **Dean A. Calland**
- X. Site/spill identifier: **0258**

To ensure that your payment is properly recorded, you should send an e-mail or a letter, within one week of the EFT, which references the date of the EFT, the payment amount, the name of the Site, the site number, and your name and address to:

Michael Zeolla, Remedial Project Manager
Emergency & Remedial Response Division
U.S. Environmental Protection Agency, Region 2
290 Broadway, 19th floor
New York, New York 10007-1866
zeolla.michael@epa.gov

and

Damaris Urdaz, Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th floor
New York, New York 10007-1866
urdaz.damaris@epa.gov

and

Richard Rice
U.S. Environmental Protection Agency
26 W. Martin Luther King Drive
Attention: FINANCE

MS: NWD

Cincinnati, Ohio 45268

E-mail (to both): rice.richard@epa.gov and AcctsReceivable.CINWD@epa.gov

EPA reaffirms its commitment to conduct appropriate and cost-effective oversight of work performed by consenting parties while ensuring protective cleanups, and to send oversight bills to PRPs in a timely manner. We believe that maintaining an open dialogue with PRPs about oversight expectations and PRP performance can improve the efficiency of response actions and minimize the costs of oversight. To that end, we look forward to discussing with you our plans for future oversight and any suggestions you have to effectively streamline the work and its oversight.

If you have any questions regarding this matter, please contact Michael Zeolla, Remedial Project Manager, at (212) 637-4376. Legal inquiries should be directed to Damaris Urdaz at (212) 637-3140. Thank you for your prompt attention to this matter.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Carole Petersen".

Carole Petersen, Chief
New Jersey Remediation Branch
Emergency & Remedial Response Division

Enclosure

ENCLOSURE A

Summary of Costs Incurred by EPA between May 1, 2010 and April 30, 2011 Oversight of Remedial Investigation and Feasibility Study Activities

**Fair Lawn Well Field Superfund Site,
Borough of Fair Lawn, Bergen County, New Jersey**

Regional Payroll:

These costs consist of direct EPA personnel charges for time spent by EPA employees in overseeing implementation of the requirements of the RI/FS d under the Agreement, including review of technical submissions, conference calls and meetings with Langan representatives, internal meetings concerning the Remedial Investigation and Feasibility Study (RI/FS) activities, and community relations/outreach.

Total Payroll Costs:

\$ 60,685.33

Environmental Services Assistance Team (ESAT):

The ESAT contract provides laboratory analytical and data validation services in support of EPA's remedial response and enforcement oversight at Superfund sites. The Alion Science and Technology Corporation contract costs relate to the analytical and data validation of split samples collected during the RI sampling events.

Total ESAT Costs:

\$ 8,773.68

Other Expenditures:

The GRB Environment Services Inc. contract costs are related to general record center operation and maintenance of RI/FS files, including such items as, but may not be limited to, annual quality assurance reviews and assisting file reviewers.

Total GRB Costs:

\$ 138.12

Response Action Contract (RAC):

RAC contracts provide professional architect/engineering, technical, and management services in support of EPA's remedial response and enforcement oversight at Superfund sites. Contract services may include performance of site management; enforcement support, including oversight of a RI/FS and negotiation support; and other technical assistance, including community relations, sampling and analysis support, risk assessment support, report writing or reviewing, and assisting EPA in overseeing PRP activities. The HDR contract costs relate to preparation and implementation of RI/FS oversight activities.

Total RACs Costs:

\$ 79,006.41

State Cooperative Agreement (SCA):

These costs consist of charges incurred by the New Jersey Department of Environmental Protection Agency (NJDEP) for the review of site-related documents under the RI/FS.

Total SCA Costs: **\$ 4,105.00**

Contract Laboratory Program (CLP)

The Superfund Analytical Services/CLP contract costs are related to the laboratory analytical services provided by fixed-price contracts between EPA and commercial environmental testing laboratories. The CLP costs relate to the analysis of environmental split-samples collected during the RI sampling activities.

Total CLP Costs: **\$ 21,816.13**

Miscellaneous (MIS):

The MIS costs are related to the WEST online database for access and retrieval of data in support of agency's required searches.

Total MIS Costs: **\$ 10.00**

EPA Indirect Costs:

Indirect costs are disbursements from the Superfund for the operation and management of the Superfund Program which are not direct costs (i.e., disbursements recorded in individual Superfund site accounts in EPA's financial management system). Indirect costs are allocated to particular Superfund sites by means of a methodology established by EPA-Headquarters. The enclosed SCORPIOS Report includes calculations of EPA's indirect costs.

Total EPA Indirect Costs: **\$ 67,265.65**

Total Response Costs **\$ 241,800.32**

Bill for Collection Total Amount: \$ 241,800.32

Certified By Financial Management Office

Itemized Cost Summary

FAIR LAWN WELLFIELD, FAIR LAWN, NJ SITE ID = 02 58

COSTS 05/01/2010 - 04/30/2011 (PP15 FY10 - PP15 FY11)

REGIONAL PAYROLL COSTS	\$60,685.33
ENVIRONMENTAL SERVICES ASSISTANCE TEAMS (ESAT)	
ALION SCIENCE AND TECHNOLOGY CORPORATION (EPW07083)	\$8,773.68
OTHER EXPENDITURES (OTH)	
GRB ENVIRONMENTAL SERVICES, INC. (EPR20601)	\$138.12
RESPONSE ACTION CONTRACT - 2	
HENNINGSON, DURHAM & RICHARDSON (EPW09009)	\$79,006.41
STATE COOPERATIVE AGREEMENT (SCA)	
NEW JERSEY DEPT. OF ENVIRONMENTAL PROTECTION (V97250707)	\$4,105.00
CONTRACT LAB PROGRAM (CLP) COSTS	
FINANCIAL COST SUMMARY	\$21,816.13
MISCELLANEOUS COSTS (MIS)	\$10.00
EPA INDIRECT COSTS	\$67,265.65
Total Site Costs:	\$241,800.32